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6           UNITED STATES DISTRICT COURT  
7           WESTERN DISTRICT OF WASHINGTON  
8           AT SEATTLE

9       NICHOLAS STERLING LITTLE,

10           Petitioner,

Case No. C20-1071-TSZ-MLP

11           v.

ORDER

12       RONALD HAYNES,

13           Respondent.

14       This is a federal habeas action filed under 28 U.S.C. § 2254. On October 19, 2020,

15       Petitioner filed a “Motion to Proceed Ex Parte” (“Petitioner’s Motion”) seeking the Court to  
16       allow him to proceed “ex parte” and default Respondent in this matter because Respondent  
17       allegedly did not timely file an answer to Petitioner’s habeas petition.<sup>1</sup> (Dkt. # 15 at 1-2.)

18       However, on October 14, 2020, this Court granted Respondent’s Motion for an Extension of  
19       Time to File Answer (dkt. # 12) allowing Respondent until November 13, 2020, to file an  
20       answer. (Dkt. # 14.) Therefore, Respondent’s time to file an answer has yet to expire.

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23       <sup>1</sup> According to a docket note entered on October 21, 2020, this Court’s Order granting an extension of time  
to file an answer was not delivered to Petitioner until October 21, 2020, due to technical issues at the  
Stafford Creek Corrections Center.

1 Accordingly, the Court DENIES Petitioner's "Motion to Proceed Ex Parte" (dkt. # 15).  
2 The Clerk is directed to send copies of this Order to the parties and to the Honorable Thomas S.  
3 Zilly.

4 Dated this 21st day of October, 2020.

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7 MICHELLE L. PETERSON  
8 United States Magistrate Judge  
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